

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON

JERRIE VANDER HOUWEN,

Plaintiff,

v.

MARTINA VANDER HOUWEN,

Defendant.

NO. CV-11-3053-EFS

**ORDER DISMISSING COMPLAINT FOR  
FAILURE TO AMEND**

Before the Court is *pro se* Plaintiff Jerrie Vander Houwen's Complaint, ECF No. 6, filed May 11, 2011. Mr. Vander Houwen, who is proceeding in forma pauperis, appeals a Yakima County Superior Court decision denying his request for reconsideration of a child-custody matter. The Court screened Mr. Vander Houwen's complaint under 28 U.S.C. § 1915A, and on June 15, 2011, the Court ordered Mr. Vander Houwen to file an amended complaint no later than July 28, 2011. On June 28, 2011, Mr. Vander Houwen filed a motion for extension of time to file his amended complaint, which the Court granted, extending the deadline to August 29, 2011. ECF Nos. 8 & 9.

As of the date of this Order, Mr. Vander Houwen has not filed an amended complaint. Accordingly, the Court dismisses Mr. Vander Houwen's complaint for failure to state a claim under 28 U.S.C. § 1915(e)(2).

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1 For the above-given reasons, **IT IS HEREBY ORDERED:**

2 1. The Complaint in this matter, **ECF No. 6**, is **DISMISSED**.

3 2. **Judgment** shall be **entered** without prejudice in Defendant's  
4 favor.

5 3. This case is **closed**.

6 **IT IS SO ORDERED.** The District Court Executive is directed to enter  
7 this Order and provide a copy to Plaintiff.

8 **DATED** this 31<sup>st</sup> day of October 2011.

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11 EDWARD F. SHEA  
12 United States District Judge  
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